UNITED STATES DEPARTMENT OF AGRICULTURE

BEFORE THE SECRETARY OF AGRICULTURE

JUL 11 2013
OALJ / HCO

In re:

AWA Docket No. 11-00

JAMES LEE RIGGS, an individual; ERIC JOHN

DROGOSCH, an individual; THOMAS R. LEASE,)

an individual; and JOSEPH M. ESTES, an

CONSENT DECISION

AND ORDER AS TO

RESPONDENT

Respondents.

Respondents.

Respondents.

THOMAS R. LEASE

This proceeding was instituted under the Animal Welfare Act, as amended (7 U.S.C. § 2131 et seq.)(the "Act"), by a complaint filed by the Administrator, Animal and Plant Health Inspection Service, United States Department of Agriculture, alleging that the respondents willfully violated the regulations and standards issued pursuant to the Act (9 C.F.R. § 1.1 et seq.). This decision is entered pursuant to the consent decision provisions of the Rules of Practice applicable to this proceeding (7 C.F.R. § 1.138).

Respondent Thomas R. Lease admits the jurisdictional allegations in the complaint and specifically admits that the Secretary has jurisdiction in this matter, neither admits nor denies the remaining allegations, waives oral hearing and further procedure, and consents and agrees, for the purpose of settling this proceeding, to the entry of this decision. The complainant agrees to the entry of this decision.

Findings of Fact

Respondent Thomas R. Lease is an individual whose mailing address is c/o Fairview Christian Congregation, Post Office O Box 865, Farmersville, Texas 75442. At all times mentioned herein, said respondent was (1) operating as an exhibitor, as that term is defined in the Act and the Regulations; or (2) acting for or employed by an exhibitor and his acts, omissions or failures within the scope of his employment or office are, pursuant to section 2139 of the Act (7 U.S.C. § 2139),

deemed to be his own acts, omissions, or failures, as well as the acts, omissions, or failures of such exhibitor. Until May 10, 2005, respondent Lease held AWA license number 74-C-0286.

Conclusion

Respondent Thomas R. Lease has admitted the facts set forth above and the parties have agreed to the entry of this decision. Therefore, such decision will be entered.

<u>Order</u>

1. Respondent Thomas R. Lease, his agents and employees, successors and assigns, directly or through any corporate or other device, shall cease and desist from violating the Act and the Regulations and Standards.

2. Animal Welfare Act license 14-C-0286 is hereby fevoked becoming vicinsed under the Animal Welfare Act.

The provisions of this order shall become effective immediately. Copies of this decision

shall be served upon the parties.

Thomas R. Lease Respondent

Attorney for Complainant

Attorney for Complainant

Done at Washington, D.E. this 9 day of JVIV, 2013 CAR

Jill S. Clifton
Administrative Law Judge